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James D. Ryndak

(Typed or printed name of person mailing paper or fee)

  
(Signature of person mailing paper or fee)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Rei-Young Amos Wu  
Appl. No. : 09/888,170  
Filed : June 22, 2001  
Title : Method For Preparing A Puffed Grain Food Product And A Puffed Grain Food Product

Grp./A.U. : 1761  
Examiner : Carolyn A. Paden

Docket No. : 40002-10367

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. 1.97 and 1.98, and in compliance with 37 C.F.R. 1.56, the Office's attention is directed to the patents, publications and other information listed on the attached PTO-1449. A copy of each listed document is enclosed. Regarding the document(s), publication(s) or other information listed on the attached PTO-1449, Applicant believes the same may qualify as "prior" art to this application and should be treated accordingly, although Applicant reserves the


right to contest the prior art status of any document, publication or information cited herein.

Regarding each listed document that is not in the English language, an English-language translation accompanies this Statement as indicated on the attached PTO-1449 or a concise explanation of the relevance of the document, to the extent the foreign reference is understood, is set forth in the attachment entitled "Concise Explanation of Relevance of Non-English Language Documents."

Pursuant to 37 C.F.R. 1.97(b) this Statement is being filed before the mailing date of a first Office Action after the filing of a request for continued examination under § 1.114. If this Statement is not filed before the mailing date of a first Office Action on the merits, the required certification is given below or, in the absence thereof, the Office is authorized to charge the required fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 50-0503 for consideration of this Statement.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-0503.

Respectfully submitted,

By:   
James D. Ryndak  
Reg. No. 28,754  
Attorney for Applicant

Dated: July 7, 2003

RYNDAK & SURI  
30 N. LaSalle Street, Suite 2630  
Chicago, IL 60602  
(312) 214-7770



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Appl. No. 09/888,170

**CONCISE EXPLANATION OF RELEVANCE OF  
NON-ENGLISH LANGUAGE DOCUMENTS**

Applicant provides the following explanation of relevance of the non-English language documents to the extent the foreign language document is understood or as otherwise indicated.

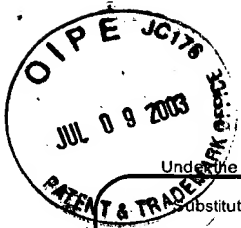
1. **Belgian Patent No. BE 904.631** -- Based on the English abstract, this patent appears to disclose a process and apparatus for the production of cakes of cereal which is cooked under pressure in a mold and then allowed to expand.
2. **Belgian Patent No. BE 902.360** -- Based on a review of FIGS. 1-9, this patent appears to disclose a device for making a food product.
3. **Belgian Patent No. BE 893.770** -- Based on a review of FIGS. 1-6, this patent appears to depict a device for making a food product.
4. **Belgian Patent No. BE 886.895** -- Based on a review of FIGS. 1-3, this patent appears to depict a device for making a food product.
5. **Belgian Patent No. BE 799.316** -- Based on a review of the English abstract, this patent appears to disclose a device wherein measured quantities of cereal mixture are dispensed onto the top of a vertically oscillating ram piston which then carries the portion upwards into a mold cavity in which it is cooked. A rapid downward kick of the ram allows the rapid expansion or puffing of the product.
6. **Belgian Patent Publication No. 1000927A6** -- Based on review of Figures 1-10, this reference appears to disclose an apparatus for the

production of cereal cakes which are cooked under pressure in a mold and then allowed to expand.

**7. Japanese Patent Application No. JP 63116647** – Based on a review of the English abstract, this patent discloses a method for heating a rice cake between upper and lower heating plates, pressing the cake, releasing the pressure for inflating the cake, and baking the flat rice cake.

**8. WIPO Patent No. 90/08477** – Based on a review of the English abstract, this patent appears to disclose a device for the preparation of pressure-cooked and subsequently expanded cereal-based food products.

**9. WIPO Patent No. WO 89/06092** – Based on a review of the English abstract, this patent appears to disclose a device for manufacturing products based on cereals pressure-cooked in a die punch mold and then puffed by opening the elements of the mold.



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Approved for use through 04/30/2003. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 7

### Complete if Known

Application Number	09/888,170
Filing Date	06/22/2001
First Named Inventor	Rei-Young Amos Wu
Art Unit	1761
Examiner Name	Carolyn A. Paden
Attorney Docket Number	40002-10367

### U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 2,120,138	06-07-1938	Mathews et al.	
		US- 2,162,376	06-13-1939	Collatz	
		US- 2,701,200	02-01-1955	Huber	
		US- 2,954,295	09-27-1960	Clausi et al.	
		US- 2,954,296	09-27-1960	Clausi et al.	
		US- 3,637,400	01-25-1972	Mullen et al.	
		US- 3,650,763	03-21-1972	Touba	
		US- 3,708,308	01-02-1973	Bedenk et al.	
		US- 3,753,728	08-21-1973	Bedenk et al.	
		US- 3,988,484	10-26-1976	Shatila	
		US- 4,073,958	02-14-1978	Abe	
		US- 4,281,593	08-04-1981	Gavaert	
		US- 4,310,560	01-12-1982	Doster et al.	
		US- 4,328,741	05-11-1982	Yoshikazu	
		US- 4,508,736	04-02-1985	Bean et al.	
		US- 4,623,546	11-18-1986	Holay et al.	
		US- 4,667,588	05-26-1987	Hayashi	
		US- 4,734,289	03-29-1988	Yamaguchi et al.	
		US- 4,764,390	08-16-1988	Zukerman et al.	

### FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		BE 799.316	11-09-1973			
		BE 886.895	04-16-1981			
		BE 893.770	11-03-1982			
		BE 902.360	09-02-1985			
		BE 904.631	08-18-1986			
		BE 906.029	of 1987			✓

Examiner  
Signature

Date  
Considered

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Substitute for form 1449/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 3

of 7

**Complete if Known**

Application Number	09/888,170
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Filing Date	06/22/2001
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First Named Inventor	Rei-Young Amos Wu
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Art Unit	1761
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Examiner Name	Carolyn A. Paden
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Attorney Docket Number	40002-10367
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## U. S. PATENT DOCUMENTS

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## FOREIGN PATENT DOCUMENTS

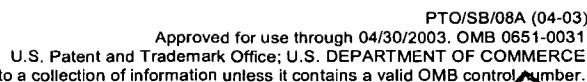
FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	MM-DD-YYYY			
		JP 26 (1950)-2022	03-1950			✓
		JP 26 (1951)-296	01-1951			✓
		JP 26 (1951)-1096	02-1951			✓
		JP 26 (1951)-5287	05-1951			✓
		JP 62 (1987)-19121	04-27-1987			✓
		JP 62 (1987)-179346	08-06-1987			✓

Examiner Signature		Date Considered	
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**Complete if Known**

*(Use as many sheets as necessary)*

Sheet	4	of	7
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Application Number	09/888,170
Filing Date	06/22/2001
First Named Inventor	Rei-Young Amos Wu
Art Unit	1761
Examiner Name	Carolyn A. Paden
Attorney Docket Number	40002-10367

[illegible]

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		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	MM-DD-YYYY			
		JP 63 (1988)-116647	05-20-1988			
		JP 63 (1988)-222653	09-16-1988			✓
		WO 88/00797	02-11-1988			✓
		WO 88/06425	09-07-1988			✓
		WO 89/06092	07-13-1989			
		WO 90/08477	08-09-1990			

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*(Use as many sheets as necessary)*

Sheet	5	of	7
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Filing Date	06/22/2001
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First Named Inventor	Rei-Young Amos W
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Art Unit	1761
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Examiner Name	Carolyn A. Paderni
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Attorney Docket Number	40002-10367
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		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	MM-DD-YYYY			
		WO 92/08375	05-29-1992			✓
		WO 92/12646	08-06-1992			✓

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		First Named Inventor	Rei-Young Amos Wu
		Art Unit	1761
		Examiner Name	Carolyn A. Paden
Sheet 6 of 7	Attorney Docket Number	40002-10367	

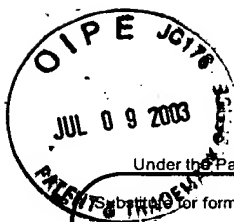
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NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		JULIANO, BEINVENIDO O., Properties of the Rice Caryopsis, Rice: Production and Utilization, pp. 403-437	
		KENNEDY, BARBARA M., Nutritional Quality of Rice Endosperm, Rice: Production and Utilization, pp. 439-447	
		LI, CHIN-FUNG et al., Rice Snack Foods, Rice: Production and Utilization, pp. 690-711	
		LUH, BOR S. et al., Parboiled Rice, Rice: Production and Utilization, pp. 501-542	
		LUH, BOR S. et al., Quick Cooking Rice, Rice: Production and Utilization, pp. 566-589	
		LUH, BOR S. et al., Breakfast Rice Cereals and Baby Foods, Rice: Production and Utilization, pp. 622-649	
		Rice: Production and Utilization, Table of Contents	
		HSIEH, F. et al., Putting of Rice Cakes as Influenced by Tempering and Heating Conditions	
		Curriculum Vitae of Willy DePauw	
		Declaration of Willy Depauw dated June 6, 2002	

Examiner Signature	Date Considered
--------------------	-----------------

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Sheet	7	of	7	Attorney Docket Number	40002-10367

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NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Declaration of Rene van den Berghe dated October 1, 2001	
		Three (3) sheets of photocopies of product manufactured by Hunt-Wesson, Inc. of Fullerton, CA, and called "Orville Redenbacher's 100% Popcorn Mini Cakes - Caramel Flavor."	
		Incomec Cerex Grain Processor Operations Manual dated November 13, 1997	
		JULIANO, BIENENIDO O., Miscellaneous Products, Rice and Chemistry and Technology, pp. 604-606	

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